

REGULAR MEETING OF THE COUNCIL OF THE CITY OF  
SAN DIEGO, CALIFORNIA - TUESDAY, NOVEMBER 14, 1972  
IN THE CHAMBER OF THE COUNCIL - ADMINISTRATION BUILDING  
COMMUNITY CONCOURSE

Present--Councilmen Johnson, O'Connor, Landt, Williams, Martinet, Hitch,  
Bates, and Deputy Mayor Morrow.  
Absent--Mayor Wilson.  
Clerk---Edward Nielsen.

Deputy Mayor Morrow called the Regular Meeting to order at  
9:34 a.m.

(Item 1)

Deputy Mayor Morrow introduced Reverend Troy Blair, Chaplain,  
Servicemen's Center, Layne Hospitality Home, who gave the Invocation.

(Item 2)

Councilman Johnson led the Pledge of Allegiance.

(Item 3)

Deputy Mayor Morrow welcomed forty students from Einstein  
Junior High School, accompanied by Julie Elliott.

(Item 4)

Minutes of the Regular Council Meetings of Tuesday, September 26,  
Tuesday, October 3, Thursday, October 5, Tuesday, October 10, Thursday,  
October 12, Tuesday, October 17 adjourned to Thursday, October 19,  
Thursday, October 19, and Tuesday, October 24, 1972, were presented by  
the City Clerk. On motion of Councilman Johnson, said Minutes were  
approved without reading, after which they were signed.

(Item 5)

A communication from Marian Bear, Clairemont Mesa Development  
Committee, requesting permission to address the Council regarding  
sign control in the Clairemont area, was presented.

Marian Bear appeared to speak regarding this communication.

On motion of Councilman Martinet, said communication was referred  
to the City Manager for a report to Council.

Councilman Johnson made a motion to reconsider Item 5 of the docket of November 9, 1972, on the Appeal of Swan Constructors, Inc., by Paul A. Peterson, attorney, from the decision of the Planning Commission in denying its application, under Planned Residential Development Permit No. 11, Amendment No. 2, to permit sale of individual lots which would then have custom build houses constructed on them, located on the north side of Via Don Benito, between Hillside Drive and Encilia Drive, in La Jolla Soledad West Units 1 through 3 (portions of Pueblo Lots 1263 and 1264), in the R-1-10 and R-1-20 Zones, which passed, by the following vote: Yeas-Councilmen Johnson, O'Connor, Landt, Martinet, Hitch, Bates, and Deputy Mayor Morrow. Nays-Councilman Williams. Absent-Mayor Wilson.

Councilman Johnson made a motion to set the renoticing date for Thursday, December 21, 1972, time certain 2:00 p.m., which passed unanimously.

The Council at this time considered requests for continuances: Items 11-a and 104.

(Item 11-a)

A proposed Resolution, awarding a contract to Multi-Communications Systems for furnishing monthly printing and delivery of The Model Cities News for the period of one year ending October 31, 1973, for an estimated cost of \$19,128, was continued to Tuesday, November 21, 1972, at City Manager's request, on motion of Councilman Johnson.

(Item 104)

A proposed Resolution, authorizing an Agreement with Cheri Sparkman to provide professional services as Secretarial Assistant to the Promotions Director of the Community Concourse, for a period of one year ending June 30, 1973, and from year-to-year thereafter, for an estimated cost of \$5,016, was continued to Tuesday, November 21, 1972, at City Attorney's request, on motion of Councilman Johnson.

The Council considered the Consent Agenda, which consisted of Items 10, 11-b and c, 12, 100, 102, 103, 106, and 107.

(Item 10)

RESOLUTION 206897, awarding a contract to Griffith Company for the traffic channelization and modification of traffic signal at North Harbor Drive and Ryan Main Gate for the sum of \$17,147.50; authorizing the expenditure of \$23,000 out of the Gas Tax Funds for said project and related costs, was adopted on motion of Councilman Bates.

(Item 11)

Item 11-a considered after Item 5.

The following Resolutions, relative to awarding contracts, were adopted on motion of Councilman Bates:

RESOLUTION 206898, Contractor Supply and San Diego Pipe and Supply Co., Inc. for the purchase of bronze valves and tees for an actual cost of \$12,541.45, including tax and terms; and

RESOLUTION 206899, International Business Machines for the purchase of 450,000 original utility bills, 110,000 first overdue bills, and 30,000 second overdue bills for an actual cost of \$4,485.50, including tax, terms, and set up charges.

(Item 12)

The following Resolutions, relative to inviting bids, were adopted on motion of Councilman Bates:

RESOLUTION 206900, furnishing two 20' fiberglass patrol boats, in accordance with Specifications Document No. 741841;

RESOLUTION 206901, furnishing three mobile recreation units, in accordance with Specifications Document No. 741842; and

RESOLUTION 206902, furnishing automotive vehicles, in accordance with Specifications Document No. 741843.

(Item 100)

The following Resolutions, accepting the work done, and authorizing a Notice of Completion in the following subdivisions, were adopted on motion of Councilman Bates:

RESOLUTION 206903, Larwin Mesa View Unit 5;

RESOLUTION 206904, Rancho San Carlos Unit 2; and

RESOLUTION 206905, University Village Unit 9.

(Item 101)

Considered after Item 9.

(Item 102)

The following Resolutions, approving the acceptance by the City Manager of Deeds, were adopted on motion of Councilman Bates:

RESOLUTION 206906, Marie S. Parmo (street purposes) - AVERIL ROAD;

RESOLUTION 206907, Jose G. and Mary S. Cervantes (street purposes) - AVERIL ROAD;

RESOLUTION 206908, Lovey Teagle and Louise L. Teagle (street purposes) - AVERIL ROAD;

RESOLUTION 206909, Hilda Cota (street purposes) AVERIL ROAD;

RESOLUTION 206910, Ramon and Christina Pacheco (street purposes) - AVERIL ROAD;

RESOLUTION 206911, Francisco and Consuelo C. Orozco (street purposes) - AVERIL ROAD;

RESOLUTION 206912, Ebodio J. and Carmen H. Guzman (street purposes) - AVERIL ROAD; and

(Item 102 Continued)

RESOLUTION 206913, Saratoga Development Corporation (street purposes) - SCRIPPS RANCH BOULEVARD.

(Item 103)

RESOLUTION 206914, authorizing a Consent to Sublease Agreement, whereby City consents to its Lessee, Torrey Pines Inn, Inc., subleasing a portion of its lease premises behind the registration desk to Lois Allie for a gift shop, wherein City receives seven percent of the gross sales monthly, for a term of two years ending January 3, 1974, was adopted on motion of Councilman Bates.

(Item 104)

Considered after Item 11-a.

(Item 105)

Considered after Item 101.

(Item 106)

RESOLUTION 206915, approving and providing for the execution of a proposed Grant Contract with the Department of Housing and Urban Development (HUD) which will amend the existing Grant Contract, Calif. E-10(G) - First Amendatory, for the Federally Assisted Code Enforcement Program to reflect a boundary change enlarging the existing Linda Vista Chirp Area, and an increase of \$1,000,000 in the total Federal Grant for this program, was adopted on motion of Councilman Bates.

(Item 107)

RESOLUTION 206916, reappointing Councilman Henry Landt as a member of the City-County Band and Orchestra Commission for a three-year term ending June 30, 1975, was adopted on motion of Councilman Bates.

(Item 7)

The hour of 9:30 a.m. having arrived, the Deputy Mayor announced this was the time and place set for the hearing on the intention to order changes and modifications in the work proposed to be done under Resolution of Intention 202833 - paving and otherwise improving Linda Vista Road, Ulric Street, and Comstock Street - under Resolution of Intention to Make Change 206794. It was reported that no written protests had been received.

(Item 7 Continued)

James McLaughlin, Community Development Department, answered questions directed by the Council.

No one appeared to be heard.

The hearing was closed and the following Resolution adopted on motion of Councilman Hitch:

RESOLUTION 206917, ordering certain changes and modifications in the work for the improvement of Linda Vista Road, between Tait Street and Genesee Avenue and Ulric Street, between Tait Street and Linda Vista Road as described in Resolution of Intention No. 202833.

(Item 8)

The hour of 9:30 a.m. having arrived, the Deputy Mayor announced this was the time and place set for the hearing on the question of whether in-lieu water taxes for San Diego County Water Authority and Metropolitan Water District charges should be paid out of Water Revenues of The City of San Diego. It was reported that no written protests had been received.

Assistant City Manager Graham and City Attorney Witt answered questions directed by the Council.

Robert Reyburn, Phillip Shafer, Mignon Scherer, Ruth G. Peyton, and John Nagy appeared to speak in favor of revising the tax structure.

Frank DeVore, Dick Hibbard, and Max Stroble appeared to speak in opposition to a change.

Lawrence Hirsch appeared to speak in favor of a change.

Deputy Mayor Morrow recessed the Meeting at 10:48 a.m. Upon reconvening at 11:01 a.m., the roll call showed Mayor Wilson absent.

(Item 8 Continued)

Gregg Nesbitt, William Kronberger, Ruby Young and Frank DeVore appeared to speak regarding proposed changes.

Councilman Bates made a motion to continue the hearing, which failed by the following vote: Yeas-Councilmen Williams and Bates. Nays-Councilmen Johnson, O'Connor, Landt, Martinet, Hitch, and Deputy Mayor Morrow. Absent-Mayor Wilson.

Councilman Martinet made a motion to close the hearing and file, which passed by the following vote: Yeas-Councilmen Johnson, O'Connor, Landt, Martinet, Hitch, and Deputy Mayor Morrow. Nays-Councilmen Williams and Bates. Absent-Mayor Wilson.

Councilman Hitch made a motion to direct the City Attorney to prepare two Resolutions, authorizing the payment of San Diego County Water Authority and Metropolitan Water District (taxes be paid) from water revenues, which passed by the following vote: Yeas-Councilmen Johnson, O'Connor, Landt, Martinet, and Hitch. Nays-Councilmen Williams, Bates,

(Item 8 Continued)  
and Deputy Mayor Morrow. Absent-Mayor Wilson.

Councilwoman O'Connor left the Chamber.

On motion of Councilman Bates, the City Manager was directed to prepare: (1) suggested four block rate structure somewhat patterned after the Wainright Ramsey Study; (2) one four block rate structure not varying more than 10%; and (3) single block rate structure.

Deputy Mayor Morrow recessed the Meeting at 12:04 p.m. to reconvene at 2:00 p.m.

Upon reconvening at 2:08 p.m., the roll call showed Councilmen O'Connor, Hitch, Bates, and Mayor Wilson absent.

(Item 6 - CASE NO. 60-72-5, portion - Drawing B-2633.3)

The hour of 9:30 a.m. having arrived, the Deputy Mayor announced this was the time and place set for the hearing continued from the Meetings of July 25, September 5, 7 and October 12, 1972, for Environmental Impact Study, on the matter of rezoning Lot 2, Torrey Pines Beach Subdivision; and Parcels A, B, C, and D of Parcel Map 732, located north of Via Aprilia and east of Carmel Valley Road, from Zone R-3 to Zone R-2. It was reported that no written protests had been received.

Councilman Bates entered the Chamber.

Ken Klein, Planning Department, John Fowler, Community Development Department, and Chief Deputy City Attorney Conrad answered questions directed by the Council.

Jessie LaGrange appeared to speak in opposition to a continuance.

John Butler, attorney, appeared to speak in favor of a continuance.

On motion of Councilman Landt, said hearing was continued to Tuesday, August 14, 1973, at applicants request, by the following vote: Yeas-Councilmen Johnson, Landt, Williams, Martinet, and Deputy Mayor Morrow. Nays-Councilman Bates. Absent-Councilmen O'Connor, Hitch, and Mayor Wilson.

(Item 9)

A proposed Ordinance, amending Chapter VI of the San Diego Municipal Code, establishing an Environmental Impact Procedural Ordinance and adding an Environmental Quality Department, was presented.

William Kronberger appeared to speak in opposition to the proposed Ordinance.

Councilwoman O'Connor entered the Chamber.

Mrs. Olson, Clara Winges, Marian Bear, and Helen Scanlon appeared to speak in opposition to the proposed Ordinance.

The following Ordinance was introduced at the Meeting of October 31, 1972.

Reading in full was dispensed with by a vote of not less than a majority of the members elected to the Council, and there was available for the consideration of each member of the Council and the public prior to the day of its passage written or printed copies of said Ordinance.

The following Ordinance was adopted on motion of Councilman Landt, by the following vote: Yeas-Councilmen Johnson, O'Connor, Landt, Williams, Martinet, Bates, and Deputy Mayor Morrow. Nays-None. Absent-Councilman Hitch and Mayor Wilson.

ORDINANCE 10952 (New Series), amending Chapter VI of the San Diego Municipal Code by adding Article 9, Divisions 1, 2 and 3, Sections 69.0101 through 69.0107, 69.0201 through 69.0204 and 69.0301 through 69.0314 establishing an Environmental Impact Report Procedural Ordinance; amending Chapter II, Article 2, Section 22.1801 of the San Diego Municipal Code by adding thereto the Environmental Quality Department; amending Chapter II, Article 2 of the San Diego Municipal Code by adding Division 22, Sections 22.2201 and 22.2202 relating to the Environmental Quality Department; amending Ordinance No. 10845 (New Series), as amended, of the Ordinances of The City of San Diego entitled "An Ordinance Establishing A Schedule of Compensation For Officers and Employees of The City of San Diego for the Fiscal Year 1972-73" by amending Exhibit C thereto creating the unclassified positions of Director of Environmental Quality and Assistant Director of Environmental Quality and establishing a Schedule of compensation therefor; amending Ordinance No. 10873 (New Series), as amended, of the Ordinances of The City of San Diego entitled "An Ordinance Adopting the Annual Budget For the Fiscal Year 1972-73 and appropriating the necessary money to operate The City of San Diego For Said Fiscal Year" by adding thereto within the General Fund 100 an Environmental Quality Department, authorizing personnel positions and funding; authorizing and directing the City Auditor and Comptroller to reduce the Unallocated Reserve (53.30) in the amount of \$98,922, establish appropriate accounting for the Environmental Quality Department and transfer said \$98,922 to the Environmental Quality Department for the purpose of providing funds for operation of said department for remainder of fiscal year 1973.

(Item 101)

RESOLUTION 206918, proposing to make changes in the proposed acquisition of Open Space Lands for Park and Recreation purposes (San Diego Park District No. 3 - Mission Hills Canyon) and to make certain City-owned lands available for such purposes upon payment of compensation to the City; fixing a time and place for hearing protests to said changes and giving notice thereof, was adopted on motion of Councilman Martinet.

(Item 105)

A proposed Resolution, authorizing a First Amendment to Agreement with Leeds, Hill and Jewett, Inc. for furnishing advice and engineering expertise in the investigation of the possible strengthening of Miramar and El Capitan Dams, increasing the maximum expenditure authorized from \$50,000 to \$60,000, and extending the completion date from July 1, 1972 to January 1, 1973, was presented.

Assistant City Manager Graham answered questions directed by the Council.

RESOLUTION 206919, authorizing a First Amendment to Agreement with Leeds, Hill and Jewett, Inc. for furnishing advice and engineering expertise in the investigation of the possible strengthening of Miramar and El Capitan Dams, increasing the maximum expenditure authorized from \$50,000 to \$60,000, and extending the completion date from July 1, 1972 to January 1, 1973, was adopted on motion of Councilman Martinet.

There being no further business to come before the Council at this time, the Regular Meeting was adjourned on motion of Councilman Martinet, at 2:50 p.m.

*Pete Wilson*

Mayor of The City of San Diego, California

ATTEST:

*Elvora Tuelper*  
City Clerk of The City of San Diego, California